

A REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS WAS HELD APRIL 6, 1999 AT 9:30 A.M. IN WARRENTON, VIRGINIA

P R E S E N T Mr. Larry L. Weeks, Chairman; Mr. Joe Winkelmann, Vice Chairman; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum; Mr. G. Robert Lee, County Administrator; Mr. Paul S. McCulla, County Attorney

ADOPTION OF THE AGENDA

Mr. Mangum moved to adopt the Agenda subject to adding Confirmation of Declaration of Local Emergency Made 31 March 1999 and A Resolution to Hold All Fauquier County Employees (General Government and Schools) Harmless for the Increase in Health Insurance for the Employee for Plan Year 1998-1999 to the Consent Agenda. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

CITIZENS TIME

- Dr. Dallas Johnson, School Superintendent, requested a copy of the adopted FY 2000 budget and asked what the Board's intent was when developing the teacher compensation package.

PROCLAMATION TO HONOR EDWIN F. GULICK FOR CONTRIBUTIONS TO SOIL AND WATER CONSERVATION

Mr. Burton moved to adopt the following proclamation. Mr. Mangum seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

PROCLAMATION

A PROCLAMATION TO HONOR EDWIN F. GULICK FOR CONTRIBUTIONS TO SOIL AND WATER CONSERVATION DISTRICTS

WHEREAS, Edwin F. Gulick was a founding member and served as chairman of the John Marshall Soil and Water Conservation District for twenty-one years; and

WHEREAS, Edwin F. Gulick has been instrumental in the development of the Cedar Run Watershed Project; and

WHEREAS, Edwin F. Gulick has served as a district director for the past thirty-five years serving on the Culpeper Soil and Water Conservation District from 1963 to 1966 and on the John Marshall Soil and Water Conservation District from 1966 to present; and

WHEREAS, Edwin F. Gulick served two terms on the Virginia Soil and Water Conservation Board from 1988 to 1996; and

WHEREAS, Edwin F. Gulick is supportive of soil and water conservation initiatives and has a special fondness for watershed projects; and

WHEREAS, the dedication, knowledge and experience of Edwin F. Gulick are evident in the success of “no-till” programs in Virginia; and

WHEREAS, Edwin F. Gulick is familiar with the goals and objectives of conservation activities throughout the Commonwealth; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 6th day of April 1999, That Edwin F. Gulick be, and is hereby, commended for thirty-five years of dedicated service to soil and water conservation districts; and, be it

PROCLAIMED FURTHER, That Edwin F. Gulick be recognized for his significant contribution to the John Marshall Soil and Water Conservation District; and, be it

PROCLAIMED FINALLY, That the Fauquier County Board of Supervisors hereby extends its warmest wishes and most sincere appreciation to Edwin F. Gulick for the betterment of Fauquier County by successfully implementing John Marshall Soil and Water Conservation District program objectives.

Mr. Weeks presented Mr. Gulick with a copy of the proclamation and a paperweight.

PROCLAMATION OF COMMENDATION FOR THE LIBERTY HIGH SCHOOL CHEERLEADING SQUAD FOR STATEWIDE CHAMPIONSHIP AWARD

Mr. Mangum moved to adopt the following proclamation. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

PROCLAMATION

A PROCLAMATION OF COMMENDATION FOR THE STATE CHAMPION EAGLES CHEERLEADERS OF LIBERTY HIGH SCHOOL

WHEREAS, good citizenship and dedication to community service are molded through the values of cooperation and competition fostered within the public schools of Fauquier County; and

WHEREAS, the Eagles Cheerleaders of Liberty High School have dedicated themselves to excellence in achieving the highest level of "Eagle Spirit" in the first statewide cheerleading competition in Virginia history; and

WHEREAS, the Eagles Cheerleaders of Liberty High School have prevailed as champions in district and regional competition and as the first Virginia State AA Cheerleading Championship Squad; and

WHEREAS, the Eagles Cheerleaders of Liberty High School have brought home to Fauquier County the second state championship title in the school's five-year history; and

WHEREAS, Sheri Pierce, the Liberty High School Cheerleading Coach, is recognized for her achievement in leading the Eagles to the 1999 Group AA state title; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the Fauquier County Board of Supervisors congratulates the Liberty High School Eagles Cheerleading Squad for a remarkable performance; and, be it

PROCLAIMED FURTHER, That the Board of Supervisors does hereby commend the Liberty High School Cheerleading Squad for their outstanding achievement.

Mr. Weeks presented a copy of the proclamation to John Harrison, Principal of Liberty High School, and Ms. Akers, Assistant Coach.

PRESENTATION OF A CERTIFICATE OF APPRECIATION TO FAUQUIER COUNTY FOR OUTSTANDING SUPPORT OF THE VIRGINIA INSTITUTE OF GOVERNMENT'S TECHNICAL ASSISTANCE PROGRAM

Tedd Povar, representing the Virginia Institute of Government (VIG), presented a plaque to the Board of Supervisors for outstanding support of VIG's Technical Assistance Program.

PRESENTATION OF THE GOVERNMENT FINANCE OFFICERS' ASSOCIATION'S DISTINGUISHED BUDGET PRESENTATION AWARD TO THE OFFICE OF MANAGEMENT AND BUDGET

John Touhy, Past President of the Virginia Government Finance Officers' Association, presented an award to the Office of Management and Budget for the FY 1999 budget document.

CONSENT AGENDA

Mr. Mangum moved to adopt the following Consent Agenda items. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

Approval of the Minutes of the November 17, 1998 and December 1, 1998 Regular Meetings and the December 8, 1998 Adjourned Meeting

Authorization to Establish a Full-Time Permanent Office Automation Technician Position in the Department of Information Resources and a Part-Time Permanent Delinquent Tax Collector Position in the Treasurer's Office

RESOLUTION

AUTHORIZATION TO ESTABLISH A FULL TIME PERMANENT OFFICE
AUTOMATION TECHNICIAN POSITION IN THE DEPARTMENT OF
INFORMATION RESOURCES AND A PART TIME PERMANENT DELINQUENT
TAX COLLECTOR POSITION IN THE TREASURER'S OFFICE

WHEREAS, on March 16, 1999, the Finance Committee approved establishment of a full time permanent Office Automation Technician position in the Department of Information Resources, and a part time permanent Delinquent Tax Collector position in the Treasurer's Office; and

WHEREAS, the Office Automation Technician will provide technical support in the area of networking and software application in the implementation of a new Computer Aided Dispatch, Records Management, Adult Detention Center and Fire and Rescue software package; and

WHEREAS, the Delinquent Tax Collector will provide support for the newly implemented PM Delinquent Tax Collection Program in the Treasurer's Office in an effort to decrease the delinquent tax pool; and

WHEREAS, the position of Office Automation Technician, Grade 19 and the position of Delinquent Tax Collector, Grade 17 are approved class specifications in Fauquier County's Compensation Pay Plan; and

WHEREAS, the appropriate funds for these positions are available in the affected departments, and no additional funds will be required from the General Fund; and

WHEREAS, external recruitment procedures will be followed in filling these positions; and

WHEREAS, proper justification for this action has been presented to the Board of Supervisors; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the full time permanent position of Office Automation Technician be, and is hereby, established in the Department of Information Resources effective April 6, 1999; and, be it

RESOLVED FURTHER, That the part time permanent position of Delinquent Tax Collector be, and is hereby, established in the Treasurer's Office effective April 6, 1999; and, be it

RESOLVED FINALLY, That the Department of Information Resources and the Treasurer's Office will follow the procedures set forth in the County Personnel Policy and Pay Classification Plan.

A Resolution to Transfer and Appropriate Funds in the Amount of \$416,051

RESOLUTION

A RESOLUTION TO TRANSFER AND APPROPRIATE
FUNDS IN THE AMOUNT OF \$416,051

WHEREAS, the Board of Supervisors is charged by the Code of Virginia with the operation of an annual budget for Fauquier County; and

WHEREAS, this annual budget is a plan of how funds received by the County will be used to meet the needs of the citizens of the County; and

WHEREAS, during the course of the fiscal year certain events occur which necessitate changing the budget plan by increasing a department's total budget; and

WHEREAS, funds needed to increase a department's budget must come from internal adjustments or from an outside source such as State, Federal, grant or other local sources such as the County's Reserve for Contingency; and

WHEREAS, the Sheriff's Office has requested the appropriation of \$1,756 from Federal funding for Share of Forfeiture proceeds DEA Group 33; and

WHEREAS, the School Division requested appropriation of \$15,000 from Federal funding to support the Asset Grant and \$20,981 to support the Sliver Grant; and

WHEREAS, Community Development requested appropriation of \$14,169 from Fees revenue to hire a temporary, full time Engineering Technician; and

WHEREAS, the Clerk of the Circuit Court requested funding for Imaging System for Land Records in the amount of \$175,000 from Tax on Wills Revenue; and

WHEREAS, the Treasurer requested \$15,000 be appropriated to support the P.M. Delinquent Tax Collection Program funded from Delinquent Tax Revenue; and

WHEREAS, the Loudoun County Transit Association, Inc. requested \$21,145 to support a regional transportation plan with funding from Tax on Wills revenue; and

WHEREAS, Environmental Services requested \$70,000 be reserved for the relocation of New Baltimore convenience site with funding from Real Estate Tax; and

WHEREAS, Fauquier Housing Corporation be appropriated in the amount of \$25,000 for low income house repairs from Real Estate Tax Revenue; and

WHEREAS, the John Marshall Library requested \$58,000 from Real Estate Tax to support expansion of the garage for library use; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the sum of \$416,051 be carried over, transferred or appropriated, and hereby approved as follows:

FROM			TO		
Source	Code	Amount	Department	Code	Amount
Federal funds	3-100-331000-0040	\$1,756	Sheriff's Office	4-100-31230-8201	\$1,756
Federal funds	3-205-332000-0090	\$15,000	School Division	4-205-061100-1121	\$9,800
				4-205-061100-2100	\$750
				4-205-061100-5520	\$3,600
				4-205-061100-6026	\$850
Federal funds	3-205-332000-0090	\$20,981	School Division	4-205-061100-1121	\$8,000
				4-205-061100-2100	\$612
				4-205-061100-6013	\$680
				4-205-061100-8200	\$11,689
Fees Revenue	3-100-133000-0047	\$14,169	Community Dev.	4-100-81200-1302	\$14,169
Tax on Wills	3-100-127000-0002	\$175,000	Clerk of the Court	4-302-80205-8200	\$175,000
Delinquent Tax Revenue	3-100-111002-0003	\$15,000	Treasurer	4-100-12420-1301	\$4,100
				4-100-12420-1302	\$4,700
				4-100-12420-2100	\$700
				4-100-12420-5210	\$2,600

				4-100-12420-5230	\$520
				4-100-12420-6001	\$300
				4-100-12420-6025	\$150
				4-100-12420-3600	\$330
				4-100-12420-8201	\$1,600
Tax on Wills	3-100-127000-0002	\$21,145	Loudoun Co. Transit Assoc., Inc.	4-100-81600-5661	\$21,145
Tax on Wills	3-100-111001-0001	\$70,000	Environmental Svs	3-302-94201-8215	\$70,000
Real Estate Tax	3-100-111001-0001	\$25,000	Fauq. Housing Corp.	4-100-81600-5656	\$25,000
Real Estate Tax	3-100-111001-0001	\$58,000	John Marshall Library Branch	4-100-81600-5656	\$58,000
TOTAL		<u>\$416,051</u>			<u>\$416,051</u>

A Resolution to Authorize a Public Hearing to Receive Citizen Comments on a Proposed Drainage Easement Across Portions of County Properties Located on Keith Street for the Fauquier Family Shelter

RESOLUTION

A RESOLUTION TO AUTHORIZE A PUBLIC HEARING TO RECEIVE CITIZEN COMMENTS ON A PROPOSED DRAINAGE EASEMENT ACROSS PORTIONS OF COUNTY PROPERTIES LOCATED ON KEITH STREET FOR THE FAUQUIER FAMILY SHELTER

WHEREAS, the Fauquier County Board of Supervisors authorized the transfer of one-half acre of real property located on Keith Street to the Fauquier Family Shelter Services, Inc.; and

WHEREAS, the Fauquier Family Shelter Services, Inc., formally requests a fifteen foot drainage easement across portions of the properties of the Board of Supervisors located on Keith Street to support the stormwater management plan for the site; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the Board of Supervisors does hereby state its intent to grant such easement; and, be it

RESOLVED FURTHER, That the County Administrator be, and is hereby, directed to schedule a public hearing to receive citizen comments on the proposed drainage easement across County properties for the Fauquier Family Shelter located on Keith Street.

A Resolution to Give Notice of Intent to Abandon a Portion of Mosby Drive at its Intersection with Nordix Drive

RESOLUTION

A RESOLUTION OF INTENT TO ABANDON A PORTION OF STATE ROUTE 1406
(MOSBY DRIVE)

WHEREAS, the Board of Supervisors, by previously adopted petition dated November 18, 1997, did vote to close and discontinue use and maintenance on a hereinafter described portion of State Route 1406 (Mosby Drive); and

WHEREAS, the Board of Supervisors has received a request to abandoned the portion of Mosby Drive which was closed and for which use and maintenance under the State Secondary System of roads was discontinued; now, therefore, be it

RESOLVED by the Board of Supervisors of Fauquier County, this 6th day of April 1999, That the Board hereby states its intention to abandon that portion of State Secondary Route 1406 (Mosby Drive) between its intersection with Nordix Drive and the northeast corner of Lot 32 of Chestnut Turn Subdivision, a distance of 251.25 feet,

as shown on the site plan attached to and made a part of the
Petition to close and discontinue a portion of Mosby Drive adopted
by the Board of Supervisors on the 18th day of November 1997;
and, be it

RESOLVED FURTHER, That the County Administrator be, and is
hereby, directed to give notice of the Board's intent to abandon the
aforesaid portion of State Route 1406 (Mosby Drive) in accordance
with the procedures for abandonment as specified in Section 33.1-
151 of the Code of Virginia (1950), as amended.

Confirmation of Declaration of Local Emergency Made 31 March 1999

CONFIRMATION OF DECLARATION
OF
LOCAL EMERGENCY MADE 31
MARCH 1999

WHEREAS, a wildland fire in the Goldvein area damaged significant
property in Fauquier County, Virginia on 31 March 1999; and

WHEREAS, the lives of Fauquier County residents were disrupted by this natural
disaster; and

WHEREAS, homes were threatened and citizens were evacuated to shelters; and

WHEREAS, the Director of Emergency Services for the County of
Fauquier, on the recommendation of the Fauquier County Coordinator of
Emergency Services, issued a Declaration of Local Emergency on 31
March 1999; and

WHEREAS, Section 44-146.21 of the Code of Virginia (1950), as
amended, requires the Board of Supervisors to confirm the Declaration of
Local Emergency by the Director of Emergency Services; now, therefore,
be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of
April 1999, That the Declaration of Local Emergency made by the
Director of Emergency Services on 31 March 1999, as a result of the
wildland fires in Fauquier County, Virginia be, and is hereby, confirmed.

A Resolution to Hold All Fauquier County Employees (General Government and Schools) Harmless for the Increase in Health Insurance for the Employee for Plan Year 1999

RESOLUTION

A RESOLUTION TO HOLD ALL FAUQUIER COUNTY EMPLOYEES (GENERAL GOVERNMENT & SCHOOLS) HARMLESS FOR THE INCREASE IN HEALTH INSURANCE FOR THE EMPLOYEE FOR PLAN YEAR 1998-1999

WHEREAS, the Fauquier County Board of Supervisors is charged by the Code of Virginia with the preparation of an annual budget for Fauquier County; and

WHEREAS, the Fauquier County FY1999 Adopted Budget anticipated an increase in health insurance; and

WHEREAS, the actual increase in health insurance premiums for employees exceeded budgeted expectations requiring employees to contribute toward their individual health insurance costs for the 1998-1999 Plan Year which began October 1, 1998; and

WHEREAS, based upon the claims information received to date, the actual health insurance costs for FY1998-1999 are projected to be slightly less than anticipated which will generate the necessary surplus in the Health Insurance Pool to allow the Board of Supervisors to rebate to employees the Plan Year 1998-1999 employee-only health insurance contribution to all employees; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That Fauquier County employees are to be held harmless for the increase in the employee's health insurance for Plan Year 1998-1999; and, be it

RESOLVED FURTHER, That the Board of Supervisors does hereby authorize a rebate to all employees equivalent to the employee paid portion of the employee-only health insurance premium for all participating employees based upon the plan that they have chosen for Plan Year 1998-1999 from the Health Insurance Pool, the total cost of which is estimated to be approximately \$109,000; and, be it

RESOLVED FINALLY, That for the remainder of Plan Year 1998-1999, Fauquier County will provide 100% of its employee's individual health

care premiums and shall adjust the premiums for all other coverage types by a like amount.

SPECIAL EXCEPTION – EDWARD D. AND CHRISTINE M. ANGERT, OWNERS, AND AMERICAN TOWER CORPORATION, APPLICANT

A public hearing was held at the March 16, 1999 meeting to consider a request for special exception approval for Edward D. and Christine M. Angert, Owners, and American Tower Corporation, Applicant, to construct and operate a telecommunications facility and accessory uses to include a self-supporting lattice tower not to exceed 250 feet in height. The property is located immediately west of the settlement of Sage, on Route 624, PIN #6030-39-6407-000, Marshall District. Mr. Green moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

**A RESOLUTION TO DENY SPECIAL EXCEPTION #SE98-M-15
AMERICAN TOWER CORPORATION, INC.**

WHEREAS, American Tower Corporation, Inc., has filed a request for special exception pursuant to Article 5 of the Fauquier County Zoning Ordinance including Section 5-006, General Conditions for Special Exceptions, and Section 5-2000 et seq., Standards for Public Utilities, seeking to locate a 250 foot high telecommunications tower on the subject property; and

WHEREAS, a public hearing was held on the 24th of September 1998; and

WHEREAS, written and oral comments regarding the location of the proposed telecommunications tower were submitted to the Planning Commission; and

WHEREAS, the Planning Commission visited the site on the 29th of October 1998; and

WHEREAS, the Planning Commission, upon conclusion of the site visit and review of the record including the written and verbal communications of the applicant and the public, has determined that the proposed application should be denied for the reasons set forth herein; and

WHEREAS, the Fauquier County Board of Supervisors held a public hearing on the request on March 16, 1999; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That in the matter of Special Exception #SE98-M-15 the Board of Supervisors hereby makes the following affirmative findings and recommendations:

1. That the provisions of the Zoning Ordinance for a special exception are not met in this application, the Planning Commission finding that said application will negatively impact the public health, safety and welfare of residents of Fauquier County
2. The proposed use will hinder and discourage the appropriate development and use of adjacent land and buildings and impair the value of adjacent land and buildings in violation of Section 5-006 of the Zoning Ordinance.
3. That the proposed use will be incompatible with existing or planned development in the general area, as set forth in Section 5-001(4) of said Zoning Ordinance, and will be incompatible with the general area and the Comprehensive Plan.
4. That the proposed use fails to comply with and is not in conformity with all the applicable standards of Article 5 of said Zoning Ordinance and all other applicable requirements of the Zoning Ordinance.
5. That the property which is the subject of this special exception request has available to it other existing reasonable permitted, special exception and special permit uses.
6. That other existing and potential locations are suitable to serve the needs of the applicant and have a significantly lower impact on the use and development of surrounding properties and the general area.

7. That the use will negatively impact the scenic and cultural resources of the surrounding property and the general area; and, be it

RESOLVED FURTHER, That the subject application be, and is hereby, denied.

SPECIAL EXCEPTION – CHARLES W. AND JACQUELINE M. LEOPOLD, OWNERS, AND SUSAN LEOPOLD, APPLICANT

A public hearing was held at the March 16, 1999 meeting to consider a request for special exception approval from Charles W. and Jacqueline M. Leopold, Owners, and Susan Leopold, Applicant, to allow an outdoor technical school on a 199 acre parcel located on Fiery Run Road (Route 726) approximately one mile south of the Southern Railway Crossing, PIN #6011-20-6729-000, Marshall District. Mr. Green moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO APPROVE SPECIAL EXCEPTION #SE99-M-20
INDIAN PIPE OUTDOOR TECHNICAL SCHOOL

WHEREAS, Susan Leopold, applicant, filed a request for special exception pursuant to Article 5 of the Fauquier County Zoning Ordinance including Section 5-006, General Conditions for Special Exceptions, and Section 5-505, Additional Standards for Technical Schools (Outdoor), on the subject property, and

WHEREAS, a public hearing was held by the Planning Commission on December 17, 1998, and

WHEREAS, the Planning Commission visited the site on January 28, 1999; and

WHEREAS, the Board of Supervisors held a public hearing on the request on March 16, 1999; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the special exception request of Susan Leopold for an Outdoor Technical School be, and is hereby, approved subject to the six (6) conditions outlined below:

1. A maximum of six (6) vans per day could come to the site. The vans could be no larger than fifteen (15) passenger vans. No more than one-hundred and fifty (150) children could be at the site.
2. The months of operation for the facility would be April-November.
3. Permanent structures on the site would be restricted to the existing buildings on the site and one new building not to exceed 5,000 square feet.
4. The site will not have any mercury vapor lighting. Any lighting must be shielded downward.
5. The applicant will be in compliance with all State and Federal regulations.
6. The special exception shall be issued for a period of three (3) years.

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR AND TREASURER TO EXECUTE ALL NECESSARY DOCUMENTS TO ENTER INTO A LENDING ARRANGEMENT WITH THE RAPPAHANNOCK-RAPIDAN PLANNING DISTRICT COMMISSION (PLANNING DISTRICT 9) IN AN AMOUNT NOT TO EXCEED FIFTY THOUSAND DOLLARS

Mr. Mangum moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR AND TREASURER TO EXECUTE ALL NECESSARY DOCUMENTS TO ENTER INTO A LENDING ARRANGEMENT WITH THE RAPPAHANNOCK-RAPIDAN

PLANNING DISTRICT COMMISSION (PLANNING DISTRICT 9) IN AN
AMOUNT NOT TO EXCEED FIFTY THOUSAND DOLLARS

WHEREAS, the Rappahannock-Rapidan Planning District finds it necessary periodically to borrow funds to address its cash flow needs; and

WHEREAS, the Code of Virginia allows localities to lend funds to Planning Districts to which they belong; and

WHEREAS, it is deemed in the mutual interest of the County of Fauquier and the Rappahannock-Rapidan Planning District to enter into an arrangement allowing the County to lend funds to the Planning District; and

WHEREAS, the interest rate on the indebtedness of the Planning District would marginally exceed the interest rate on the funds invested by the County in the Commonwealth of Virginia Local Investment Pool; and

WHEREAS, an amount not to exceed fifty thousand dollars is deemed sufficient to meet the needs of the Planning District; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the County Administrator and Treasurer be, and are hereby, authorized to execute such documents as required to effect the lending arrangement; and, be it

RESOLVED FURTHER, That this resolution shall take effect upon adoption by the Board of Supervisors.

A RESOLUTION TO AUTHORIZE A POSITION MODIFICATION FOR THE EXECUTIVE ASSISTANT I POSITION IN THE COMMISSIONER OF THE REVENUE OFFICE

Mr. Green moved to adopt the following resolution. Mr. Mangum seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO AUTHORIZE A POSITION MODIFICATION FOR THE EXECUTIVE ASSISTANT I POSITION IN THE COMMISSIONER OF THE REVENUE OFFICE

WHEREAS, the FY 1999 budget for the Office of Commissioner of the Revenue included funding for the modification of the position of Executive Assistant I; and

WHEREAS, the position allocation list was submitted as a part of the budget process with the position listed as permanent part time; and

WHEREAS, it was intended that the position be classified as permanent full time; and

WHEREAS, the incumbent in this position currently works a 37.5 hour schedule; and

WHEREAS, no additional appropriation is required to complete this modification; and

WHEREAS, the position as full time has been incorporated into the County Administrator's recommended FY 2000 base budget; now therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the position of Executive Assistant I in the Office of Commissioner of the Revenue be, and is hereby, established a full time permanent position effective May 1, 1999.

A RESOLUTION TO AUTHORIZE THE PURCHASING AGENT TO ESTABLISH SMALL PURCHASE PROCEDURES FOR CONSTRUCTION SERVICES LESS THAN \$30,000

Mr. Winkelmann moved to adopt the following resolution. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO AUTHORIZE THE PURCHASING AGENT
TO ESTABLISH SMALL PURCHASE PROCEDURES FOR
CONSTRUCTION SERVICES LESS THAN \$30,000.

WHEREAS, on August 20, 1996, the Fauquier County Board of Supervisors adopted the Procurement Policy; and

WHEREAS, pursuant to §11-41(F), of the Code of Virginia (1950), as amended, a public body may establish written purchase procedures exempting contracts for aggregate sums of less than \$30,000 from the requirement for sealed bidding or competitive negotiation and shall provide for competition wherever practical; and

WHEREAS, pursuant to Section 7.6 of the County Purchasing Policy, the County may utilize any method authorized by law to purchase goods and services having a value of less than \$30,000; and

WHEREAS, pursuant to Article 2, Subsection 2.2, the Purchasing Agent has been designated the principal public purchasing official for Fauquier County; and

WHEREAS, the Purchasing Agent and the Director of Support Services have determined that contracts for construction services let by the Division of Support Services can be more quickly and efficiently managed at lower cost if the Division of Support Services is afforded the partial exemption from sealed bidding or competitive negotiation permitted by Section 11-41(F) of the Code of Virginia; and

WHEREAS, the Purchasing Agent has developed policies and procedures to be applicable to the Division of Support Services for construction contracts of less than \$30,000, which will require competition but permit a streamlined bidding process; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the Board of Supervisors does hereby authorize the Purchasing Agent to establish and implement small purchase procedures applicable to the Division of Support Services for construction services

less than \$30,000 (on a per project basis) to promote competition and reduce administrative and procurement lead times; and, be it

RESOLVED FURTHER, This resolution shall take effect upon passage.

A RESOLUTION TO ENDORSE A PARTNERSHIP WITH THE AMERICAN FARMLAND TRUST TO POLL THE COMMUNITY REGARDING PUBLIC SUPPORT FOR PRESERVATION OF FARMLAND

Mr. Burton moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO ENDORSE A PARTNERSHIP WITH THE AMERICAN FARMLAND TRUST TO POLL THE COMMUNITY REGARDING PUBLIC SUPPORT FOR PRESERVATION OF FARMLAND

WHEREAS, the Fauquier County Comprehensive Plan has consistently cited the preservation of farmland as a major goal of Fauquier County land use planning; and

WHEREAS, the American Farmland Trust is a highly respected private non-profit corporation that works with communities that desire to maintain strong agricultural land bases for future farm production; and

WHEREAS, the Commonwealth of Virginia and the United States government have programs that assist local governments in the purchase of development rights on agricultural lands to assure the future capability

of the State and Nation to produce adequate food and fiber for generations yet unborn; and

WHEREAS, the signs that welcome visitors to Fauquier County declare that we are “preserving agriculture in a business friendly community”; and

WHEREAS, the existing program to retain the best agricultural lands for future production may not be adequate in the face of increased economic and development pressures on farming operations; and

WHEREAS, the Board of Supervisors of Fauquier County believes that the citizens of Fauquier County strongly support the aforesaid prescription of the County’s adopted Comprehensive Plan; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the Board does hereby respectfully request the American Farmland Trust to poll registered voters of Fauquier County pursuant to confirmation of the public will to implement a purchase of development rights program to assure that the bountiful agricultural heritage and legacy of this community will be preserved for future generations; and, be it

RESOLVED FURTHER, That the Board of Supervisors will review the text of the proposed telephone poll to confirm that the questions are clear and accurately portray the issue of purchase of development rights; and, be it

RESOLVED FURTHER, That Fauquier County will provide in-kind technical assistance but that it is understood that the American Farmland Trust shall bear the direct expense associated with a professional public opinion poll; and, be it

RESOLVED FINALLY, That the Planning Commission be, and is hereby, requested to work with the American Farmland Trust and other interested public and private sector partners, after demonstration of positive public support, to plan a program, including purchase of development rights, to conform to the Comprehensive Plan prescriptions.

**A RESOLUTION TO REQUEST THAT THE VIRGINIA DEPARTMENT OF
TRANSPORTATION INSTALL A PERMANENT WEIGH STATION NORTH OF I-
66 IN THE AREA OF DELAPLANE ALONG ROUTE 17 AND TO REQUEST**

**THAT THE VIRGINIA STATE POLICE AND THE FAUQUIER COUNTY
SHERIFF'S OFFICE INCREASE THEIR TRAFFIC ENFORCEMENT EFFORTS
BETWEEN THE COMMUNITIES OF DELAPLANE AND PARIS**

Mr. Green moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO REQUEST THAT THE VIRGINIA DEPARTMENT OF TRANSPORTATION INSTALL A PERMANENT WEIGH STATION NORTH OF I-66 IN THE AREA OF DELAPLANE ALONG ROUTE 17 AND TO REQUEST THAT THE VIRGINIA STATE POLICE AND THE FAUQUIER COUNTY SHERIFF'S OFFICE INCREASE THEIR TRAFFIC ENFORCEMENT EFFORTS BETWEEN THE COMMUNITIES OF DELAPLANE AND PARIS

WHEREAS, the Board of Supervisors, the Fauquier County Transportation Committee and the Virginia Department of Transportation have identified Route 17 north of I-66 as an area of critical traffic safety concerns; and

WHEREAS, the Board of Supervisors has identified the development and implementation of a safety improvement plan for Route 17 from I-66 to Route 50 as one of its top priorities for 1999; and

WHEREAS, the installation of a permanent weigh station north of I-66 in the Delaplane area and increased traffic enforcement along Route 17 from Delaplane to Paris have been identified as two of the key elements of this plan; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the Fauquier County Board of Supervisors does hereby request that the Virginia Department of Transportation take all actions necessary and appropriate to install a permanent weigh station along Route 17 in the Delaplane area, and; be it

RESOLVED FURTHER, That the Board of Supervisors respectfully requests that the Virginia State Police and the Fauquier County Sheriff's Office increase their respective traffic enforcement efforts along Route 17 north of I-66 to Route 50.

APPOINTMENTS

By unanimous consent, John Coleman was appointed to the Parks and Recreation Board to fill an unexpired term to September 14, 1999.

By unanimous consent, Jim Green, Ann Coyner, and Kevin Passarello were appointed to the Route 50 Traffic Calming Project.

Mr. Burton moved to amend the membership criteria for the Agriculture Advisory Committee to add Leslie Grayson as a member. Mr. Green seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. David C. Mangum

Nays: None

Absent During Vote: None

Abstention: None

SUPERVISORS TIME

- Mr. Mangum requested that a work session be held to consider purchasing property adjacent to the proposed Virginia Power Plant.
- Mr. Winkelmann announced that the consolidated budget format would be ready for implementation during the next budget cycle.
- Mr. Weeks asked Board members for support in participating in the Yugoslavia refugee relief. Board members agreed that the County would like to participate. Mr. Weeks will ask the Vint Hill Economic Development Authority about supporting this effort.

The meeting was reconvened at 6:30 p.m. in the Warren Green Meeting Room.

CATLETT AND CALVERTON WASTEWATER COLLECTION AND TREATMENT SYSTEM – PRESENTATION OF DRAFT PRELIMINARY ENGINEERING REPORT

A work session was held to review and discuss the draft preliminary engineering report on the Catlett and Calverton Wastewater Collection and Treatment System.

PUBLIC HEARING – SOLICIT PUBLIC INPUT ON THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION TO BE SUBMITTED TO THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT ON THE CATLETT/CALVERTON WASTEWATER COLLECTION AND TREATMENT PROJECT

A public hearing was held to receive public comments on the Community Development Block Grant (CDBG) application to the Virginia Department of Housing and Community Development on the Catlett/Calverton Wastewater Collection and Treatment Project. James Craun, Mark Rohrbaugh, Arrabelle Arrington, and William Clay, representing Planning District 9, spoke in favor of the application. Harold Dutton spoke in opposition. The public hearing was closed. Mr. Burton moved to adopt the following resolution. Mr. Mangum seconded, and the vote for the motion was 4 to 0 as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. David C. Mangum

Nays: None

Absent During Vote: Mr. James R. Green, Jr.

Abstention: None

RESOLUTION

**A RESOLUTION TO AUTHORIZE THE PREPARATION OF A
1999 VIRGINIA COMMUNITY DEVELOPMENT BLOCK GRANT
APPLICATION FOR THE CATLETT/CALVERTON SEWER SERVICE PROJECT**

WHEREAS, the Fauquier County Board of Supervisors has recognized the public health threat as a result of failing drainfields in the communities of Catlett and Calverton; and

WHEREAS, the Fauquier County Board of Supervisors is strongly committed to the provision of sewer service for all residents and businesses in Catlett and Calverton; and

WHEREAS, the Board of Supervisors has included the sewer service project for Catlett and Calverton as the first objective in their list of priorities for 1999; and

WHEREAS, the Route 28 Sewer Action Committee has received results and recommendations from the draft Preliminary Engineering report prepared by O'Brien and Gere, Consulting Engineers, which include the feasibility of constructing collection and service lines, and a subsurface nitrogen removal recirculating filter with an irrigation discharge; and

WHEREAS, Fauquier County is eligible to submit a Community Development Block Grant proposal to the Virginia Department of Housing and Community Development for the construction of collection and service lines in the communities to access a subsurface nitrogen removal recirculating filter; and

WHEREAS, the Route 28 Sewer Action Committee has authorized the Rappahannock-Rapidan Planning District Commission to work with County staff and other agencies to develop and submit a Community Development Block Grant application designed to assist in construction of the collection and service lines in the communities of Catlett and Calverton; and

WHEREAS, pursuant to public hearings, Fauquier County wishes to apply for \$700,000 of Virginia Community Development Block Grant funds for the Catlett/Calverton Sewer Service Project; and

WHEREAS, the proposed project is expected to eliminate the public health threat caused by failing drainfields in the communities of Catlett and Calverton by providing the availability of public sewer; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the County Administrator be, and is hereby, directed to authorize the work with the Rappahannock-Rapidan Planning District Commission to submit an application to the Virginia Department of Housing and Community Development for a Virginia Community Development Block Grant; and, be it

RESOLVED FURTHER, That the County Administrator be, and is hereby, directed to expressly communicate to the Department of Housing and Community Development that the Board of Supervisor's application for Virginia Community Block Grant fund shall not be seen as an agreement to accept that grant upon its award and that the Board of Supervisors expressly reserves the right to decide to reject or accept the

grant after a decision to award the grant is made by the Virginia Department of Housing and Community Development.

SOLICIT PUBLIC INPUT ON THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION TO BE SUBMITTED TO THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT ON THE BOTHA VILLAGE PROJECT

A public hearing was held to receive public comments regarding the Community Development Block Grant Application to the Virginia Department of Housing and Community Development on the Botha Village Project. Mitch Hostetter, Jamie Kent, Jim Peterson, Bill Walberg, and Rev. Kate Chips spoke in favor of the application. No one else spoke. The public hearing was closed. Mr. Mangum moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was 4 to 0 as follows:

Ayes: Mr. Larry L. Weeks; Mr. Joe Winkelmann; Mr. Wilbur W. Burton; Mr. David C. Mangum

Nays: None

Absent During Vote: Mr. James R. Green, Jr.

Abstention: None

RESOLUTION

A RESOLUTION TO AUTHORIZE THE PREPARATION OF A
1999 VIRGINIA COMMUNITY DEVELOPMENT BLOCK GRANT
APPLICATION FOR THE BOTHA VILLAGE PROJECT

WHEREAS, the Fauquier County Board of Supervisors is strongly committed to the provision of affordable housing opportunities for all residents of Fauquier County; and

WHEREAS, the Fauquier County Board of Supervisors conveyed the twenty-four (24) acre Botha site jointly to Fauquier Habitat for Humanity and Fauquier Housing Corporation for the purpose of developing affordable housing; and

WHEREAS, Fauquier County is eligible to submit a Community Development Block Grant proposal to the Virginia Department of Housing and Community Development for housing production: Housing site development--off-site improvements facilitating the construction of

new housing units (themselves financed from other sources), including land clearance, water and/or sewage disposal systems, access roads, and drainage facilities; and

WHEREAS, localities may designate non-profit organizations to undertake project activities; and

WHEREAS, Fauquier Habitat for Humanity and Fauquier Housing Corporation have requested that the Board of Supervisors authorize staff to work jointly to develop and submit a Community Development Block Grant proposal designed to assist in the production of affordable home ownership opportunities for low/moderate income citizens at the Botha Village Project; and

WHEREAS, pursuant to two public hearings, Fauquier County wishes to apply for \$488,439 of Virginia Community Development Block Grant funds for the Botha Village Project; and

WHEREAS, the following will also be expended on this project:

- Fauquier County donation of twenty-four (24) acres, fair market value \$300,000;
- Fauquier County donation in-kind staff support valued at \$15,027;
- Other cash and in-kind local and community support totaling: \$1,673,406; and

WHEREAS, eighteen (18) (at or below 50% HUD median income) households, containing approximately forty-five (45) persons, will become homeowners at the Botha Village; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of April 1999, That the County Administrator be, and is hereby, directed and authorized to work with Fauquier Habitat for Humanity and Fauquier Housing Corporation to submit the 1999 Botha Village Community Development Block Grant application to the Virginia Department of Housing and Community Development.

With no further business, the meeting was adjourned.